

1 BARRY J. PORTMAN  
Federal Public Defender  
2 JOYCE LEAVITT  
Assistant Federal Public Defender  
3 555 12<sup>th</sup> Street, Suite 650  
Oakland, CA 94607-3627  
4 Counsel for Defendant SHIVERS  
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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,  
12 Plaintiff,

13 v.

14 DAVID SHIVERS,

15  
16 Defendant.  
17

)  
) No. CR 07-00346 SBA

)  
) STIPULATION AND ORDER  
) MODIFYING CONDITIONS OF  
) PRETRIAL RELEASE

18 IT IS HEREBY STIPULATED, by and between the parties to this action, that the conditions of  
19 pretrial release for David Shivers may be modified to allow Mr. Shivers to leave the half-way house  
20 on Saturday, July 7, 2007, at 1:00 p.m. and return to the half-way house on July 7, 2007, at 7:00  
21 p.m., with the prior approval of pretrial services, so that he can spend the afternoon at the residence  
22 of his significant other, Machita Williams, 6309 Baker Street, Apartment No. 1, Oakland, California,  
23 to celebrate the 11<sup>th</sup> birthday of his son, Otis. The family is celebrating Otis' birthday with a family  
24 birthday party/barbeque. United States Pretrial Services Officer Victoria Gibson has been notified  
25 and has no objection to this request.  
26

1 DATED: July 6, 2007

\_\_\_\_\_  
JOYCE LEAVITT /S/  
Assistant Federal Public Defender

4 DATED: July 6, 2007

\_\_\_\_\_  
DEREK BUTTS /S/  
Special Assistant United States Attorney

7 SIGNATURE ATTESTATION

8 I hereby attest that I have on file all holograph signatures indicated by a "conformed"  
signature ("/S/") within this efiled document.

11 **ORDER**

12 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the conditions of pretrial  
13 release for David Shivers may be modified to allow Mr. Shivers to leave the half-way house on  
14 Saturday, July 7, 2007, at 1:00 p.m. and return to the half-way house on July 7, 2007, at 7:00 p.m.,  
15 with the prior approval of pretrial services, so that he can spend the afternoon at the residence of his  
16 significant other, Machita Williams, 6309 Baker Street, Apartment No. 1, Oakland, California, to  
17 celebrate the 11<sup>th</sup> birthday of his son, Otis.

19 All other conditions of release shall remain the same.

20 SO ORDERED.

22 DATED: July 6, 2007

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WAYNE D. BRAZIL  
United States Magistrate Judge